

EXHIBIT # 1

DATE 02/10/15

HB 390

4.6.501 MONTANA CORN CROP ADVISORY COMMITTEE

(1) The committee shall be a six-member committee consisting of individuals actively involved in the corn industry in the production, research, or marketing of corn crops.

(2) A majority of the committee members must be corn "producers" per 80-11-50, MCA. "Producer" is defined in 80-11-503, MCA.

(3) On initial appointment by the director of the Montana Department of Agriculture, three members shall be appointed for a one-year term, three members for a two-year term. All terms thereafter, will be for two years.

History: 80-11-504, 80-11-510, MCA; IMP, 80-11-504, 80-11-510, 80-11-511, 80-11-512, 80-11-515, 80-11-516, 80-11-517, 80-11-518, 80-11-519, MCA; NEW, 2014 MAR p. 500, Eff. 3/14/14.

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4.6.502 DEFINITIONS

When used in these rules, the following definitions apply:

(1) "Corn" means all types of corn/maize.

(2) "Department" means the Montana Department of Agriculture.

(3) "Net receipts" are defined as net weight multiplied by the price paid to the producer.

History: 80-11-504, 80-11-510, MCA; IMP, 80-11-504, 80-11-510, 80-11-511, 80-11-512, 80-11-515, 80-11-516, 80-11-517, 80-11-518, 80-11-519, MCA; NEW, 2014 MAR p. 500, Eff. 3/14/14.

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4.6.503 ANNUAL CORN CROP COMMODITY ASSESSMENT-COLLECTION

(1) Section 80-11-516, MCA, charges the Montana Department of Agriculture with collecting the commodity assessment.

(2) The assessment shall be 1% of the net receipts of all corn crops produced in Montana.

(3) The assessment per 80-11-515, MCA, will occur at the time of first sale by a seller and must be collected by the first purchaser of the commodity from the seller. It shall occur at the time of each settlement for the commodity purchased or by invoice form provided by the Montana Department of Agriculture.

History: 80-11-504, 80-11-510, MCA; IMP, 80-11-504, 80-11-510, 80-11-511, 80-11-512, 80-11-515, 80-11-516, 80-11-517, 80-11-518, 80-11-519, MCA; NEW, 2014 MAR p. 500, Eff. 3/14/14.

4.6.504 APPLICATIONS FOR CORN CROP RESEARCH AND MARKETING PROJECT FUNDS

(1) Applications for project funding shall be filed with the department on or before December 1 of each year. Filing requirements will be satisfied by receipt of the original and ten copies of each application at the Montana Department of Agriculture.

(2) The advisory committee, at the first regular meeting of each calendar year, will review education, production, research, and marketing project applications and a recommendation made to the department as to which projects they would propose to fund and the amount of funding suggested. Recommended projects will be determined by amount of funds, type of project, need as determined by the industry, and whether the project is new or ongoing.

(3) Applicants shall be notified within 30 days after the committee's first calendar year meeting whether or not their application(s) have been granted and the amount to be funded for each approved project.

(4) The department shall evaluate all outstanding project agreements semiannually for adequate and satisfactory financial control, accounting, and performance by project participants.

(5) The department may modify or terminate the funding of any project if a determination is made that the grantee has not complied or cannot comply with a provision of the project agreement. The department shall notify the grantee in writing within 30 days of such determination of the reasons for the determination, and the effective date of the modification or termination.

History: 80-11-504, 80-11-510, MCA; IMP, 80-11-504, 80-11-510, 80-11-511, 80-11-512, 80-11-515, 80-11-516, 80-11-517, 80-11-518, 80-11-519, MCA; NEW, 2014 MAR p. 500, Eff. 3/14/14.

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